

IFW



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of
HIROSHI WATANABE,
NOBORU FUJINO and
SYUNSAKU SATOH
Serial No. 10/736,384
Filed December 15, 2003
For LIGHT SOURCE DEVICE

) Group Art Unit 2875

) Anabel Ton, Examiner

CERTIFICATE OF MAILING

I hereby certify that this correspondence was deposited with the United States Postal Service as first class mail in an envelope addressed to:
Mail Stop PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
on this 28th day of March 2006


Norma J. Payerle, Secretary to Edward G. Greive

PETITION TO WITHDRAW THE HOLDING OF ABANDONMENT

COMMISSIONER FOR PATENTS

Alexandria, VA 22313-1450

Sir:

On March 27, 2006, the undersigned received a courtesy telephone call from Examiner Ton who inquired as to whether a response to an Office Action, allegedly mailed on September 21, 2005, had been filed. Upon checking the file, the undersigned learned that the Office Action in question had never been received by the undersigned. Upon reporting that fact to Examiner Ton, she indicated that since the Office Action was addressed to the correct address, the application was abandoned and that the recourse would be to file this Petition to Withdraw the Holding of Abandonment pursuant to MPEP § 711.03(c)(1)(A).

As instructed by that section of the MPEP, attached as Exhibit A is a copy of the file jacket for this application where communications to and from the Office are routinely entered. Such does not show the receipt of the Office Action, with the last activity being the Submission of Missing Parts to the Office on April 5, 2004. Attached as Exhibit B is a copy of a printout of the computer docket record for this application showing its status as awaiting an Office Action.

As is evident from the above, the Office Action in question was not received by the undersigned, and the withdrawal of the abandonment and the re-mailing of the Office Action is earnestly solicited.

It is believed that no fee is required for this Petition, but if a fee is required, the Commissioner is hereby authorized to charge payment of any additional fees associated with this communication to Deposit Account No.

18-0987.

If any issues remain relative to this matter, a telephone call to the undersigned would be appreciated. Otherwise, a withdrawal of the abandonment and re-issuance of the Office Action is awaited.

Respectfully submitted,



Edward G. Greive, Reg. No. 24,726
Renner, Kenner, Greive, Bobak, Taylor & Weber
Fourth Floor, First National Tower
Akron, Ohio 44308-1456
Telephone: (330) 376-1242

Attorney for Applicants

March 28, 2006

K40. P0024

145176 US



INVENTOR Hiroshi Watanabe, Noboru Fujino + Syunsaku Satoh

SERIAL NO. 10/736,384 FILED December 15, 2003

TITLE Light Source Device

ASSIGNEE Victor Company of Japan, Ltd. + Matsushita Electric Industrial Co., Ltd.

ASSIGNMENT RECORDED 49-0412-604 REEL 015192 FRAME 0397
014042 0738

Published 7-29-04

Kyowa Patent and Law Office
CLIENT or TITLE JP No. 2002-324088 Filed 12-14-02
BRIEFING OF JP No. 2003-320258 Filed 9-11-03
CONTINUATION IN PART OF
INVENTOR CANADIAN

Watansabe, Fujino & Sato
INVENTOR

10/236,384
SERIAL NO.

K10.9024

 Kruysman

32-00 Skillman Avenue Long Island City, NY 11101 (718) 433-3800 1-800-221-3218

Exhibit A

KYO.P0024	145176 US	Tickler Date	12/15/2004
KYOWA PATENT AND LAW OFFICE		Due Date	12/15/2004
Serial No	10/736,384	What's Due	ACTION AWAITED-FILED 12/15/03
Filing Date	12/15/2003	FYI	
Inventor(s)	HIROSHI WATANABE, NOBORU FUJINO AND SYUNSAKU SATOH	For. Filing Due	
Title	LIGHT SOURCE DEVICE	Updated	08/24/2004
Corresp.T	JP NO. 2002-364088 FILED 12/16/02; JP NO	Remarks:	
Country	UNITED STATES	Filing Receipt Recd:	04/19/2004
Status	PENDING	Published	07/29/2004
Patent No		On CPA? - Date	
Issue Date		US Maintenance	
Exp. Date		Annuity Screen	Assignment

Exhibit B